HIGH COURT OF CHHATTISGARH, BILASPUR

W.P.(S) No. 5328 of 2007

PETITIONER		Dr. Satish Kumar Choubey son of Late Shri B.L. Choubey, aged about 56 years, Occupation service, Resident of Bramhinpara Aarang, District Raipur()CG)
		Versus
RESPONDENTS	1.	State of Chhattisgarh, Through: the The Secretary Department of Health and Family Welfarre, DKS Bhawan, Raipur, (CG)
	2.	Aver Secretary, Department of Health and Family Welfare, DKS Bhawan, Raipur(CG)
	3.	The District Ayurved Officer, South Bastar, Dantewada(CG)

WRIT PETITION UNDER ARTICLE 226 OF THE CONSTITUTION OF INDIA

Appearance:

Shri A.K. Shukla, counsel for the petitioner.

Shri A.S. Kachhawaha, Government Advocate for the State/respondents on advance copy

ORAL ORDER
(17.09.2007)

SUNIL KUMAR SINHA, J.

Heard.

Learned counsel for the petitioner submits that the petitioner, who was working on the post of Ayurved Medical Officer was suspended vide order dated 11.7.2005 in contemplation of proposed departmental enquiry against him. He submits that thereafter, on 31.10.2005, an Enquiry Officer was appointed and other formalities were completed for completion of enquiry, but the enquiry has not been concluded and the petitioner is facing suspension till date. For the time being he makes a limited prayer that this petition may be finally disposed of with a direction to the State authorities to conclude the proceedings of the pending departmental enquiry within the stipulated period granted by this Court, so that the matter may come to an end.

This limited prayer made by learned counsel for the petitioner is not opposed by learned counsel for the State.

However, he submits that he is not in a position to tell about the present state of affairs; therefore, at least 4 months time may be granted to conclude the enquiry.

Considering the facts and circumstances of the case, in the opinion of this Court, the ends of justice would be served, if the petition is finally disposed of with a direction to the concerned authority to dispose of the enquiry at the earliest.

Accordingly, the prayer is allowed.

It is directed that the departmental enquiry pending against the petitioner shall be disposed of at the earliest preferably within a period of 4 months from the date of production of certified copy of this order along with a copy of writ petition before the concerned authority of the State.

With the aforesaid observations/directions, this petition stands finally disposed of.

Sd/-
Sunil Kumar Sinha
Judge

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